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April 20, 2001

**WRITER'S DIRECT NUMBER:**  
(202) 371-2670

**INTERNET ADDRESS:**  
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Commissioner for Patents  
Washington, D.C. 20231

**Box Missing Parts**

Re: U.S. Utility Patent Application  
Appl. No. 09/741,735; Filed: December 21, 2000  
For: **Apparatus and Method for Drying Solutions  
Containing Macromolecules**  
Inventors: Ally *et al.*  
Our Ref: 0942.4060002/LEA/DTJ

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated February 20, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Petition Regarding Figures Deposited with Original Application Papers (*in duplicate*);
2. A copy of the date-stamped postcard, dated December 21, 2000, showing prior submission of Figures 3A, 3B, 7A and 17B;
3. PTO Fee Transmittal Form PTO/SB/17 (*in duplicate*);
4. Copy of the Notice to File Missing Parts;
5. A copy of drawings 3A, 3B, 17A and 17B as originally filed on December 21, 2000;
6. Return postcard; and
7. Our Check No. 31029 for \$130.00 to cover:  
\$130.00 fee for Petition to the Commissioner.

Commissioner for Patents  
April 20, 2001  
Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

*Linda E. Alcorn*

Linda E. Alcorn  
Attorney for Applicants  
Registration No. 39,588

LEA/DTJ:reid  
Enclosures

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.



## Complete if Known

|                      |                      |
|----------------------|----------------------|
| Application Number   | 09/741,735           |
| Filing Date          | December 21, 2000    |
| First Named Inventor | Ally                 |
| Examiner Name        | To Be Assigned       |
| Group Art Unit       | 3749                 |
| Attorney Docket No.  | 0942.4060002/LEA/DTJ |

TOTAL AMOUNT OF PAYMENT (\$130.00)

### METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number 19-0036  
Deposit Account Name Sterne, Kessler, Goldstein & Fox P.L.L.C.

- ☐ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

- ☐ Applicant claims small entity status See 37 CFR 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Credit card ☐ Money Order ☒ Other\*

\*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

### FEE CALCULATION

#### 1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid |
|----------------|-----------------|----------------|-----------------|------------------------|----------|
| 101            | 710             | 201            | 355             | Utility filing fee     |          |
| 106            | 320             | 206            | 160             | Design filing fee      |          |
| 107            | 490             | 207            | 245             | Plant filing fee       |          |
| 108            | 710             | 208            | 355             | Reissue filing fee     |          |
| 114            | 150             | 214            | 75              | Provisional filing fee |          |

SUBTOTAL (1) (\$) 0

#### 2. EXTRA CLAIM FEES

Extra Fee from below Fee Paid  
Total Claims 16 -20 = X =  
Indep. Claims 1 - 3\*\* = X =  
Multiple Dependent =

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   |
|----------------|-----------------|----------------|-----------------|---|
| 103            | 18              | 203            | 9               | Claims in excess of 20                                    |
| 102            | 80              | 202            | 40              | Independent claims in excess of 3                         |
| 104            | 270             | 204            | 135             | Multiple dependent claim                                  |
| 108            | 80              | 209            | 40              | **Reissue independent claims over original patent         |
| 110            | 18              | 210            | 9               | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) 0

\*\*or number previously paid, if greater; For Reissues, see above

#### 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee paid |
|----------|----------|----------|----------|--|----------|
| 105      | 130      | 205      | 65       | Surcharge - late filing fee or oath  |          |
| 127      | 50       | 227      | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 139      | 130      | 139      | 130      | Non-English specification  |          |
| 147      | 2,520    | 147      | 2,520    | For filing a request for ex parte reexamination                            |          |
| 112      | 920*     | 112      | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 113      | 1,840*   | 113      | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 115      | 110      | 215      | 55       | Extension for reply within first month                                     |          |
| 116      | 390      | 216      | 195      | Extension for reply within second month                                    |          |
| 117      | 890      | 217      | 445      | Extension for reply within third month                                     |          |
| 118      | 1,390    | 218      | 695      | Extension for reply within fourth month                                    |          |
| 128      | 1,890    | 228      | 945      | Extension for reply within fifth month                                     |          |
| 119      | 310      | 219      | 155      | Notice of Appeal   |          |
| 120      | 310      | 220      | 155      | Filing a brief in support of an appeal                                     |          |
| 121      | 270      | 221      | 135      | Request for oral hearing   |          |
| 138      | 1,510    | 138      | 1,510    | Petition to institute a public use proceeding                              |          |
| 140      | 110      | 240      | 55       | Petition to revive - unavoidable   |          |
| 141      | 1,240    | 241      | 620      | Petition to revive - unintentional   |          |
| 142      | 1,240    | 242      | 620      | Utility issue fee (or reissue)   |          |
| 143      | 440      | 243      | 220      | Design issue fee   |          |
| 144      | 600      | 244      | 300      | Plant issue fee  |          |
| 122      | 130      | 122      | 130      | Petitions to the Commissioner  | 130.00   |
| 123      | 130      | 123      | 130      | Petitions related to provisional applications                              |          |
| 126      | 180      | 126      | 180      | Submission of Information Disclosure Stmt                                  |          |
| 581      | 40       | 481      | 40       | Recording each patent assignment per property (times number of properties) |          |
| 146      | 710      | 246      | 355      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 149      | 710      | 249      | 355      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 179      | 710      | 279      | 355      | Request for Continued Examination (RCE)                                    |          |
| 169      | 900      | 169      | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) :

Other fee (specify) :

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130.00

### SUBMITTED BY

### Complete (if applicable)

|                   |                 |                                   |                |           |              |
|-------------------|-----------------|-----------------------------------|----------------|-----------|--------------|
| Name (Print/Type) | Linda E. Alcorn | Registration No. (Attorney/Agent) | 39,588         | Telephone | 202-371-2600 |
| Signature         | Linda E. Alcorn | Date                              | April 20, 2001 |           |              |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/741,735         | 12/21/2000          | Abdul H. Ally         | 0942.4060002           |

26111

STERNE, KESSLER, GOLDSTEIN & FOX PLLC  
1100 NEW YORK AVENUE, N.W., SUITE 600  
WASHINGTON, DC 20005-3934



CONFIRMATION NO. 5901

## FORMALITIES LETTER



\*OC000000005776876\*

Date Mailed: 02/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

06/05/2001 NHASSANI 00000009 09741735

- The balance due by applicant is \$ 840.

|           |           |
|-----------|-----------|
| 01 FC:101 | 710.00 CH |
| 02 FC:105 | 130.00 CH |

The following item(s) appear to have been omitted from the application:

- Figure(s) 3a,3b,17a,17b described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the PTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

04/23/2001 AWONDAF1 00000060 09741735

01 FC:122

130.00 0P

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE